IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 5214 of 2005

Between:

B. Raghavaiah, S/o. Late Ramakotaiah,
R/o. 11-14-231, Road No.11, haripuri Colony, Hyderabad-35.

... PETITIONER

AND

1 The Govt of A.P., rep. by its Prl. Secretarya for Revenue, Secretariat, Hyderabad.
2 The District Collector, R.R.District, Lakdikapool, Hyderabad.
3 The Mandal Revenue Officer, Saroor Nagar Mandal, R.R.District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue an appropriate Writ, Order or direction more particularly one in the nature of writ of Mandamus declaring the action of the Respondents in not allotting house site to the petitioner as per G.O.Ms.No.472, DT.22.05.1993 is illegal, arbitrary and violative of principles of natural justice and consequently direct the respondents to allot house site to the petitioner preferably in L.B.Nagar Municipality, R.R.District andbe pleased to pass such other order or orders.

Counsel for the Petitioner: MR.V.RAGHU

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following:

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ORDER:

The petitioner who claims to be the freedom fighter, filed this writ petition seeking a declaration that the action of the respondents in not considering his request for assignment of a house site as arbitrary, illegal and contrary to the G.O.Ms.No.472 dated
22-05-1993 and G.O.Ms.No.185 dated 11-03-1997 and for a consequential direction to the respondents to assign house site to the petitioner.

As can be seen from the material on record, the petitioner has made an application as long back as on 22-09-1995 seeking for assignment of a house site and subsequently the same was recommended by the Member of the Legislative Assembly, Nakrekal by letter dated 08-12-2004. However, the respondents failed to consider the same and no orders have been passed so far. Hence, this writ petition.

The specific case of the petitioner is that being a freedom fighter he is entitled for grant of house site patta in terms of G.O.Ms.No.472 dated 22-05-1993 and G.O.Ms.No.185 dated
11-03-1997.

Having heard the learned counsel for both the parties and particularly in view of the fact that the representation of the petitioner is pending before the second respondent-District Collector, I deem it appropriate to dispose of the writ petition with a direction to the second respondent-District Collector to consider the representation of the petitioner for assignment of a house site in terms of the G.O.Ms.No.472 dated

22-05-1993 and G.O.Ms.No.185 dated 11-03-1997 and pass appropriate orders, in accordance with law, as expeditiously as possible, preferably within a period of six weeks from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of. No order as to costs.

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G. ROHINI, J

Dated: 16-03-2005

Note: Furnish C.C. in three days

LSK

ASSISTANT REGISTRAR

To

1 The Govt of A.P., rep. by its Prl. Secretarya for Revenue, Secretariat, Hyderabad.
2 The District Collector, R.R.District, Lakdikapool, Hyderabad.
3 The Mandal Revenue Officer, Saroor Nagar Mandal, R.R.District.

4 Two C.Cs. to the G.P. for Revenue, High Court Buildings, Hyderabad.(OUT)

5 Two C.D. copies.